

1 THE HONORABLE MARSHA J. PECHMAN
2
3
4
5
6
7
8

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 AMAZON.COM, LLC,
10 Plaintiff,

11 v.

12 KENNETH R. LAY, in his official capacity as
13 Secretary of the North Carolina Department of
Revenue,

14 Defendant.

16 JANE DOE 1, JANE DOE 2, JANE DOE 3,
17 JANE DOE 4, JANE DOE 5, JANE DOE 6,
AND CECIL BOTHWELL,
18 Plaintiffs-Intervenors,

19 v.

20 KENNETH R. LAY, in his official capacity as
21 Secretary of the North Carolina Department of
Revenue, and AMAZON.COM, LLC,
22 Defendants in Intervention.

No. 2:10-cv-00664-MJP

**[PROPOSED] ORDER DENYING
MOTION TO DISMISS COMPLAINT
IN INTERVENTION**

**NOTE ON MOTION CALENDAR:
SEPTEMBER 24, 2010**

Oral Argument Requested

23
24
25
26
27
[PROPOSED] ORDER DENYING
MOTION TO DISMISS
COMPLAINT IN INTERVENTION -- 1
No. 2:10-cv-00664-MJP

AMERICAN CIVIL LIBERTIES UNION OF WASHINGTON
901 Fifth Ave., Suite 630, Seattle, Washington 98164
(206) 624-2184

THIS MATTER has come before the Court on Defendant Kenneth R. Lay's Motion to Dismiss Complaint in Intervention. The Court has reviewed the papers and pleadings submitted by all the parties, and is thus fully advised.

It IS ORDERED that Defendant Kenneth R. Lay's Motion to Dismiss Complaint in Intervention is DENIED.

Dated this ____ day of _____, 2010

HONORABLE MARSHA J. PECHMAN
United States District Judge

[PROPOSED] ORDER DENYING
MOTION TO DISMISS
COMPLAINT IN INTERVENTION -- 2
No. 2:10-cv-00664-MJP

AMERICAN CIVIL LIBERTIES UNION OF WASHINGTON
901 Fifth Ave., Suite 630, Seattle, Washington 98164
(206) 624-2184

1 Presented By:

2
3 **AMERICAN CIVIL LIBERTIES UNION OF**
4 **WASHINGTON FOUNDATION**
5 Sarah A. Dunne, WSBA # 34869
6 901 Fifth Ave, Suite 630
7 Seattle, Washington 98164
8 Tel: (206) 624-2184
9 Fax: (206) 624-2190
10 Email: dunne@aclu-wa.org

11 **AMERICAN CIVIL LIBERTIES UNION OF**
12 **NORTH CAROLINA FOUNDATION**
13 Katherine Lewis Parker (*pro hac vice*)
14 Post Office Box 28004
15 Raleigh, North Carolina 27611
16 Tel: (919) 834-3466
17 Fax: (866) 511-1344
18 Email: acluncklp@nc.rr.com

19 **FOCAL PLLC**
20 Venkat Balasubramani, WSBA #28269
21 8426 40th Ave SW
22 Seattle, WA 98136
23 Tel: (206) 529-4827
24 Fax: (206) 260-3966
25 Email: venkat@focallaw.com

26 **AMERICAN CIVIL LIBERTIES UNION**
27 **FOUNDATION**
28 **Speech, Privacy and Technology Project**
29 Aden J. Fine (*pro hac vice*)
30 125 Broad Street, 18th Floor
31 New York, NY 10004
32 Tel: (212) 549-2500
33 Fax: (212) 549-2651
34 Email: afine@aclu.org